

**Effective 5/7/2025**

**Part 3**  
**Large Load and Private Generation Contracts**

**54-26-301 Large load contract requirements.**

- (1) Electric service for a large-scale service request shall be provided only under one or more large load contracts with:
  - (a) a qualified electric utility;
  - (b) a large-scale generation provider; or
  - (c) any combination of Subsections (1)(a) and (1)(b).
- (2) A large load customer shall:
  - (a) contract for all of the customer's projected electrical requirements under the large-scale service request; and
  - (b) maintain contracts with resources or load shedding capabilities sufficient to meet the customer's actual electrical requirements at all times.
- (3) A large load contract with a qualified electric utility shall:
  - (a) ensure that all large load incremental costs are allocated to and paid by the large load customer;
  - (b) comply with all system requirements;
  - (c) require the large load customer to maintain financial security sufficient to cover the large load customer's obligations;
  - (d) specify:
    - (i) points of interconnection;
    - (ii) power delivery points;
    - (iii) the amount of electrical capacity contracted for;
    - (iv) the term of service; and
    - (v) any arrangements for backup power supply;
  - (e) provide curtailment provisions if the large load customer's demand exceeds the amount of contractually supported demand;
  - (f) identify the incremental generation resources that the qualified electric utility will use to serve the large load customer; and
  - (g) include provisions addressing the allocation and payment of long-term operation and maintenance costs for large load facilities.
- (4) A large load contract with a large-scale generation provider that provides service through a connected electrical system shall:
  - (a) ensure that all large load incremental costs are allocated to and paid by the large load customer;
  - (b) comply with all system requirements;
  - (c) specify:
    - (i) points of interconnection;
    - (ii) power delivery points;
    - (iii) the amount of electrical capacity contracted for;
    - (iv) the term of service; and
    - (v) any arrangements for backup power supply; and
  - (d) provide curtailment provisions if the large load customer's demand exceeds the real-time dispatch of the large-scale generation provider's resources under the large load contract, net of transmission losses.

- (5) A qualified electric utility:
  - (a) has no duty to serve a large load customer except as explicitly provided in a large load contract; and
  - (b) is not required to provide backup power to a large load customer except as explicitly provided in a large load contract.
- (6) A qualified electric utility may not be required to commence design and construction of large load facilities until after:
  - (a) executing a large load construction contract; and
  - (b) obtaining commission approval in accordance with Section 54-26-302.
- (7) A qualified electric utility or large-scale generation provider shall:
  - (a) obtain commission approval in accordance with Section 54-26-302 before providing electric service under a large load contract; and
  - (b) negotiate the terms of a large load contract with a large load customer on a case-by-case basis.
- (8) Within 15 business days after executing a large load contract, a person executing the contract shall submit an application for approval to the commission for review under Section 54-26-302.

Enacted by Chapter 318, 2025 General Session

**54-26-301.5 Private generation contracts.**

A customer seeking to receive electric service through a closed private generation system:

- (1) may negotiate directly with a large-scale generation provider; and
- (2) is not required to submit a large-scale service request to a qualified electric utility.

Enacted by Chapter 318, 2025 General Session

**54-26-302 Commission review -- Approval of contracts.**

- (1) A qualified electric utility or a large-scale generation provider shall file an application with the commission for approval of a large load contract that includes:
  - (a) a copy of the large load contract for which the applicant seeks review and approval; and
  - (b) evidence sufficient to demonstrate compliance with Subsection (2)(b).
- (2) The commission shall approve a large load contract submitted under Subsection (1) if the commission finds by a preponderance of the evidence that:
  - (a) the contract complies with the requirements of this chapter;
  - (b) the large load customer bears all just and reasonable incremental costs attributable to receiving the requested electric service; and
  - (c) existing ratepayers do not bear costs justly and reasonably attributable to providing electric service for the large load customer.
- (3) Commission review of a large load contract:
  - (a) is limited to the requirements described in Subsection (2); and
  - (b) does not include review of other contract terms.
- (4) The commission shall approve or disapprove an application submitted under this section within 60 days after the day on which a person files the application.
- (5) The commission may establish rules to expedite the review of applications for approval of a large load contract under this chapter.

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